

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RUDOLPH THOMAS, ASHELEE SMITH
AND REGINA SHIELDS, Individually and on
behalf of all others similarly situated,

Plaintiff,

v.

SPRINT SOLUTIONS, INC. dba SPRINT,
SPRINT PCS and/or NEXTEL,

Defendant.

No. 08-cv-05119 TEH

STIPULATION AND ~~PROPOSED~~
ORDER RE CASE MANAGEMENT
CONFERENCE

IT IS SO ORDERED AS MODIFIED

ACTION FILED: November 10, 2008

1 WHEREAS, on June 9, 2010, the Court entered an order scheduling a case management
2 conference on October 4, 2010, for control purposes, and ordered the parties to advise the Court in
3 a stipulated request to continue the case management conference for not more than 120 days if the
4 FCC matter had yet to be resolved by that date;

5 WHEREAS, on September 28, 2010, the Court entered an order continuing the case
6 management conference to January 31, 2011, at 1:30 p.m. and ordered that the parties file a joint
7 case management conference statement on or before January 24, 2011;

8 WHEREAS, on January 25, 2011, the Court entered an order continuing the case
9 management conference to April 25, 2011, at 1:30 p.m. and ordered that the parties file a joint case
10 management conference statement on or before April 18, 2011;

11 WHEREAS, on April 19, 2011, the Court entered an order continuing the case management
12 conference to June 20, 2011, at 1:00 p.m. and ordered that the parties file a joint case management
13 conference statement on or before June 13, 2011;

14 WHEREAS, on June 13, 2011, the Court entered an order continuing the case management
15 conference to August 22, 2011, at 1:30 p.m. and ordered that the parties file a joint case
16 management conference statement on or before August 8, 2011;

17 WHEREAS, on August 9, 2011, the Court entered an order specifying its preference that
18 Sprint Solutions file a motion to compel arbitration after the FCC has concluded proceedings, and
19 continuing the case management conference to October 24, 2011, at 1:30 p.m. and further ordered
20 the parties to file a joint case management conference statement on or before October 10, 2011;

21 WHEREAS, on October 7, 2011, the Court entered an order continuing the case
22 management conference to February 27, 2012, at 1:30 p.m. and ordered that the parties file a joint
23 case management conference statement on or before February 17, 2012;

24 WHEREAS, the FCC matter has not yet been resolved as of the date of filing of this
25 Stipulation;

26 The parties STIPULATE that the case management conference shall be continued to
27 Monday, May 21, 2012, at 1:30 p.m., or any date thereafter convenient for the Court's calendar,
28

1 unless the FCC resolves the matter prior to that date, in which case the parties will contact the
2 Court within two weeks of the FCC's ruling and request a case management conference with this
3 Court within the earliest reasonable time frame.

4 **IT IS SO STIPULATED.**

5
6 DATED: February 17, 2012

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23 Attorneys for Plaintiffs RUDOLPH THOMAS and
24 ASHELEE SMITH

25
26 DATED: February 17, 2012

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28 By /s/ Fred R. Puglisi
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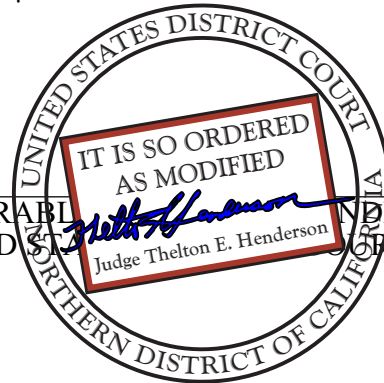
I, Shana E. Scarlett, am the ECF User whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER RE CASE MANAGEMENT CONFERENCE. In compliance with General Order 45, X.B., I hereby attest that Fred R. Puglisi has concurred in this filing.

* * *

IT IS SO ORDERED.

DATED: 02/21/2012

HONORABLE JUDGE THELTON E. HENDERSON
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



The case management conference is continued to May 21, 2012, at 1:30 p.m.
The parties shall file a joint case management conference statement on or before May 14, 2012.